

S.F. No. 226 and H.F. No. 334, which had been referred to the Chief Clerk for comparison, were examined and found to be not identical.

The following document shows the differences between S.F. No. 226, the second engrossment, and H.F. No. 334, the first engrossment.

May 12, 2021

Patrick D. Murphy
Chief Clerk, House of Representatives

Explanation of Comparison Reports

When a Senate File is received from the Senate, it is given its first reading and must be referred to the appropriate standing committee or division under Rule 1.11. But if the House File companion of that Senate File has already been reported out of Committee and given its second reading and is on the General Register, the Senate File must be referred to the Chief Clerk for comparison pursuant to Rule 1.15. The Chief Clerk reports whether the bills were found to be identical or not identical. Once the bills have been compared and the differences have been reported, the Senate File is given its second reading and is substituted for the House File. The House File is then considered withdrawn. Pursuant to rule 3.33, if the bills are not identical and the chief author of the bill wishes to use the House language, the chief author must give notice of their intent to substitute the House language when the bill is placed on the Calendar for the Day or the Fiscal Calendar. If the chief author of the bill wishes to keep the Senate language, no action is required.

1.1 A bill for an act

1.2 relating to labor and industry; adopting agency policy provisions; classifying

1.3 occupational safety and health data; classifying apprenticeship data on minors;

1.4 modifying membership of the Construction Codes Advisory Council; amending

1.5 Minnesota Statutes 2020, sections 13.7905, subdivision 6, by adding a subdivision;

1.6 178.012, subdivision 1; 182.66, by adding a subdivision; 326B.07, subdivision 1;

1.7 proposing coding for new law in Minnesota Statutes, chapter 181A.

1.8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.9 Section 1. Minnesota Statutes 2020, section 13.7905, subdivision 6, is amended to read:

1.10 Subd. 6. **Occupational safety and health.** (a) Certain data gathered or prepared by the

1.11 commissioner of labor and industry as part of occupational safety and health inspections or

1.12 reports are classified under sections 182.659, subdivision 8, 182.663, subdivision 4, and

1.13 182.668, subdivision 2.

1.14 (b) Certain data gathered or prepared by the commissioner of labor and industry as part

1.15 of occupational safety and health citations are classified under section 182.66, subdivision

1.16 4.

1.17 Sec. 2. Minnesota Statutes 2020, section 13.7905, is amended by adding a subdivision to

1.18 read:

1.19 Subd. 8. **Data on individuals who are minors.** Disclosure of data on minors is governed

1.20 by section 181A.112.

2.1 Sec. 3. Minnesota Statutes 2020, section 178.012, subdivision 1, is amended to read:

2.2 Subdivision 1. **Apprenticeship rules.** Federal regulations governing apprenticeship in

2.3 effect on ~~July 1, 2013~~ January 18, 2017, as provided by Code of Federal Regulations, title

2.4 29, ~~part~~ parts 29, sections 29.1 to 29.6 and 29.11, and 30 are the apprenticeship rules in this

2.5 state, subject to amendment by this chapter or by rule under section 178.041.

2.6 Sec. 4. **[181A.112] DATA ON INDIVIDUALS WHO ARE MINORS.**

2.7 (a) When the commissioner collects, creates, receives, maintains, or disseminates the

2.8 following data on individuals who the commissioner knows are minors, the data are

2.9 considered private data on individuals, as defined in section 13.02, subdivision 12, except

2.10 for data classified as public data according to section 13.43:

2.11 (1) name;

2.12 (2) date of birth;

2.13 (3) Social Security number;

1.1 A bill for an act

1.2 relating to labor and industry; defining plumbing code provisions; modifying

1.3 plumbing licensing provisions; amending Minnesota Statutes 2020, sections

1.4 326B.42, by adding subdivisions; 326B.46, subdivision 1.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

- 2.14 (4) telephone number;
- 2.15 (5) e-mail address;
- 2.16 (6) physical or mailing address;
- 2.17 (7) location data;
- 2.18 (8) online account access information; and
- 2.19 (9) other data that would identify participants who have registered for events, programs,
- 2.20 or classes sponsored by the Department of Labor and Industry.
- 2.21 (b) Data about minors classified under this section maintain their classification as private
- 2.22 data on individuals after the individual is no longer a minor.
- 2.23 Sec. 5. Minnesota Statutes 2020, section 182.66, is amended by adding a subdivision to
- 2.24 read:
- 2.25 Subd. 4. **Classification of citation data.** Notwithstanding section 13.39, subdivision 2,
- 2.26 the data in a written citation is classified as public as soon as the commissioner has received
- 2.27 confirmation that the employer has received the citation. All data in the citation is public,
- 2.28 including but not limited to the employer's name; the employer's address; the address of the
- 2.29 worksite; the date or dates of inspection; the date the citation was issued; the provision of
- 2.30 the act, standard, rule, or order alleged to have been violated; the severity level of the citation;
- 3.1 the description of the nature of the violation; the proposed abatement date; the proposed
- 3.2 penalty; and any abatement guidelines.
- 3.3 Sec. 6. Minnesota Statutes 2020, section 326B.07, subdivision 1, is amended to read:
- 3.4 Subdivision 1. **Membership.** (a) The Construction Codes Advisory Council consists of
- 3.5 the following members:
- 3.6 (1) the commissioner or the commissioner's designee representing the department's
- 3.7 Construction Codes and Licensing Division;
- 3.8 (2) the commissioner of public safety or the commissioner of public safety's designee
- 3.9 representing the Department of Public Safety's State Fire Marshal Division;
- 3.10 (3) one member, appointed by the commissioner, engaged in each of the following
- 3.11 occupations or industries:
- 3.12 (i) certified building officials;
- 3.13 (ii) fire chiefs or fire marshals;
- 3.14 (iii) licensed architects;

- 3.15 (iv) licensed professional engineers;
- 3.16 (v) commercial building owners and managers;
- 3.17 (vi) the licensed residential building industry;
- 3.18 (vii) the commercial building industry;
- 3.19 (viii) the heating and ventilation industry;
- 3.20 (ix) a member of the Plumbing Board;
- 3.21 (x) a member of the Board of Electricity;
- 3.22 (xi) a member of the Board of High Pressure Piping Systems;
- 3.23 (xii) the boiler industry;
- 3.24 (xiii) the manufactured housing industry;
- 3.25 (xiv) public utility suppliers;
- 3.26 (xv) the Minnesota Building and Construction Trades Council; ~~and~~
- 3.27 (xvi) local units of government;
- 3.28 (xvii) the energy conservation industry; and
- 4.1 (xviii) a building accessibility advocate.

4.2 (b) The commissioner or the commissioner's designee representing the department's
 4.3 Construction Codes and Licensing Division shall serve as chair of the advisory council. For
 4.4 members who are not state officials or employees, compensation and removal of members
 4.5 of the advisory council are governed by section 15.059. The terms of the members of the
 4.6 advisory council shall be four years. The terms of eight of the appointed members shall be
 4.7 coterminous with the governor and the terms of the remaining nine appointed members
 4.8 shall end on the first Monday in January one year after the terms of the other appointed
 4.9 members expire. An appointed member may be reappointed. Each council member shall
 4.10 appoint an alternate to serve in their absence.

1.6 Section 1. Minnesota Statutes 2020, section 326B.42, is amended by adding a subdivision
 1.7 to read:

1.8 Subd. 1d. **Commercial chemical dispensing system.** "Commercial chemical dispensing
 1.9 system" means a method of dispensing and diluting concentrated chemical solution in a
 1.10 commercial setting.

1.11 Sec. 2. Minnesota Statutes 2020, section 326B.42, is amended by adding a subdivision to
 1.12 read:

1.13 Subd. 1c. **Commercial dishwashing machine.** "Commercial dishwashing machine"
 1.14 means a machine designed for commercial use to clean and sanitize plates, glasses, cups,
 1.15 bowls, utensils, and trays by applying sprays of detergent solution, with or without blasting
 1.16 media granules, and a sanitizing final rinse and the backflow prevention installed complies
 1.17 with ANSI/ASSE 1004 or is certified to National Sanitization Foundation (NSF) 3.

1.18 Sec. 3. Minnesota Statutes 2020, section 326B.46, subdivision 1, is amended to read:

1.19 Subdivision 1. **License required.** (a) No individual shall engage in or work at the business
 1.20 of a master plumber, restricted master plumber, journeyworker plumber, and restricted
 1.21 journeyworker plumber unless licensed to do so by the commissioner. A license is not
 2.1 required for individuals performing building sewer or water service installation who have
 2.2 completed pipe laying training as prescribed by the commissioner. A license is not required
 2.3 for individuals servicing or installing a commercial chemical dispensing system or servicing
 2.4 or replacing a commercial dishwashing machine, including connecting a commercial chemical
 2.5 dispensing system or commercial dishwashing machine to a water line or drain line, provided
 2.6 that:

2.7 (1) the individual servicing or installing the commercial chemical dispensing system or
 2.8 servicing or replacing the commercial dishwashing machine is an employee of the
 2.9 manufacturer or distributor of the commercial chemical dispensing system or commercial
 2.10 dishwashing machine;

2.11 (2) the individual servicing or installing the commercial chemical dispensing system or
 2.12 servicing or replacing the commercial dishwashing machine has a minimum of 25 hours of
 2.13 classroom or laboratory training, a minimum of 20 hours of in-field training with a qualified
 2.14 technician on the types of systems being installed, followed by a minimum of 100 hours of
 2.15 supervised field experience. The training and experience curriculum required under this
 2.16 clause must be approved by the commissioner, in consultation with the manufacturer or
 2.17 distributor, but the commissioner shall not require training or experience hours in excess
 2.18 of the amounts specified in this clause;

2.19 (3) the manufacturer or distributor of the commercial chemical dispensing system or
 2.20 commercial dishwashing machine must meet the insurance requirements of section 326B.46,
 2.21 subdivision 2, paragraph (c);

2.22 (4) the connection is a push fit fitting, compression fitting, or threaded pipe fitting to an
 2.23 existing water line or drain, which has been initially installed by a licensed plumber; and

2.24 (5) the commercial chemical dispensing system complies with ASSE 1055 or contains
 2.25 code-approved integral backflow protection.

- 2.26 A master plumber may also work as a journeyworker plumber, a restricted journeyworker
2.27 plumber, and a restricted master plumber. A journeyworker plumber may also work as a
2.28 restricted journeyworker plumber. Anyone not so licensed may do plumbing work which
2.29 complies with the provisions of the minimum standards prescribed by the Plumbing Board
2.30 on premises or that part of premises owned and actually occupied by the worker as a
2.31 residence, unless otherwise forbidden to do so by a local ordinance.
- 2.32 (b) No person shall engage in the business of planning, superintending, or installing
2.33 plumbing or shall install plumbing in connection with the dealing in and selling of plumbing
2.34 material and supplies unless at all times a licensed master plumber, or in cities and towns
3.1 with a population of fewer than 5,000 according to the last federal census, a restricted master
3.2 plumber, who shall be responsible for proper installation, is in charge of the plumbing work
3.3 of the person.
- 3.4 (c) Except as provided in subdivision 1a, no person shall perform or offer to perform
3.5 plumbing work with or without compensation unless the person obtains a contractor's license.
3.6 A contractor's license does not of itself qualify its holder to perform the plumbing work
3.7 authorized by holding a master, journeyworker, restricted master, or restricted journeyworker
3.8 license.